



PAGE COUNTY BOARD OF SUPERVISORS

MEETING-MINUTES

MARCH 13, 2001

GENERAL DISTRICT COURTROOM

Minutes marked as "Not Adopted" are posted prior to being adopted by the Board of Supervisors. Some corrections may be made at the next regular meeting of the Board. Please call the County Administrator's Office at (540) 743-4142 if you have a question about a specific item.

MEMBERS PRESENT:Allen Cubbage, Chairman, District 3

Nora Belle Comer, Vice Chairman, District 1

Elaine Mayberry, Supervisor, District 2

Gerald Cubbage, Supervisor, District 4

Robert Good, Supervisor, District 5

ALSO PRESENT:C. Dean BeLer, County Administrator

Rodger L. Smith, County Attorney

Sheriff Presgraves

Randy Kiser, Resident Engineer, VDOT

Reed Beahm, EOC

Barbara Brubaker, General District Court Clerk

Scott Sedwick, Tellurian

Kenneth Fox, Building Official

Mr. Bobbit, Efficient Roll Off & Recycling Inc.

William Aleshire, Zoning Administrator

Ben Endicott, Programmer

Donna Hoke, Administrative Assistant

CALL TO ORDER

At 2:35 p.m. Chairman Allen Cubbage called the meeting of March 13, 2001 to order, and the invocation was given by Supervisor Comer, followed by Supervisor Good reciting the Pledge of Allegiance.

ADOPTION OF AGENDA

Mr. BeLer noted that there were a few items that needed to be changed on the agenda. Mr. BeLer asked that the resolution for Mr. Hilliard be deferred to the evening session, deletion of item # 6, and asked that the Board insert after #2 the request from the General District Court for Video Conferencing equipment. Supervisor Comer noted that she would also like to include a request from the Mennonite Church.

MOTION:

Supervisor Comer made a motion to adopt the agenda as amended.

Supervisor Mayberry seconded. The motion was carried with a vote

of 5-0.

AYES: Elaine Mayberry, Allen Cubbage, Gerald Cubbage,

Robert Good, and Nora Belle Comer.

NAYS: None

County Administrator's reports:

Mr. BeLer noted that he had previously thought that it may be advisable to have Citizens Comment period only once in a scheduled meeting. After recent discussions with the public, it was determined that there are a number of citizens that would like to be able to address the Board in the early afternoon, in hopes that action on their request could be taken in the evening session. Further information regarding this issue would be discussed later under the agenda item of by-laws.

Mr. BeLer noted that an application had been made for a VRA Loan for up to one million dollars, which would help finance the Stanley Landfill project. In addition to this loan, an application has been made to the Department of Environmental Quality for a loan or grant of emergency funds that may be available.

Mr. BeLer addressed the Budget, stating that it should be completed no later than the middle of next week. Along with this information, Mr. Beler expressed his thank you to the staff in helping to process the proposed budget in a timely manner.

It was noted by the County Administrator that the Board may receive information shortly from Mr. Bobbit, regarding the possible purchase of the Battlecreek Landfill.

Regrettably, Mr. BeLer announced that he had a cousin overseas that was under going treatment for cancer, and that he would be requesting a week of annual leave to visit him.

Due to the large volume of material to be complied for the recent FOIA request, Mr. BeLer announced that the County Administrator's office would have the task of finding this information, leaving the staff at the office with four days of limited time to complete their scheduled work.

Sheriff Presgraves was asked by Mr. BeLer to come forth before the Board, in which Mr. BeLer presented the Sheriff with a Golden Apple Award. This award was to show appreciation for the effort he undertook in bringing the equivalent of four cents on the tax rate through his recovery from State and Federal agencies.

Public Comments #1:

Mr. George Shenks

Mr. Shenks addressed the Board stating that he was in favor of paving Almond Drive along with twenty eight other home owners of Hope Mills Acres. VDOT will not reconstruct the Sandy Hook Bridge, therefore that money should be put into the paving of Almond Drive and also used for

any safety features that could help improve the entrance of Hope Mills Acres which currently poses a safety hazard.

Mrs. Whitehead

Mrs. Whitehead reported that she was very dismayed by reading the Page News and Courier, only to find that the Board of Supervisors felt they were backed into a corner by Tellurian, forcing them to do things that they did not want to do. Her suggestion to the Board was to hire a person to keep an eye on Tellurian.

Mr. Lee McWhorter

Mr. McWhorter voiced his opinion on items regarding citizen comment period, and concluded in saying that the applause given during citizen comment period is no different then the applause given during a golden apple award.

Mr. Jim Watkins

Mr. Watkins addressed the Board stating that he has given them a letter recommending that the Board of Supervisors advertise the current unfilled position of Economic Development to be filled by an individual who is a Certified Planner. A Certified Planner could assist the Planning Commission with any planning details and issues that are brought before the Commission.

Mr. Ted Kelly

Mr. Kelly spoke briefly on the issues concerning the proposed racetrack. Mr. Kelly recommended that it would be beneficial to do a cost analysis to have this proposed racetrack developed in Page County.

Ms. JoAnn Smeltzer

Ms. Smeltzer recommended that the Board approve an amended resolution not to approve the liner on cell six of the Battlecreek Landfill. Ms. Smeltzer noted the concerns she still has regarding the air space of the cell.

Ms. Doris Lansberry

Ms. Lansberry applauded Sheriff Presgraves for finding and administering the extra funds to the County. Ms. Lansberry voiced her opinion on other concerns regarding selling the landfill, taxes, And DEQ regulations.

VDOT-HOPE MILLS ACRES: ([Resolution, attachment #1](#))

Supervisor Comer announced that she had a faxed copy of a letter from Mr. Dennis C. Morrison, District VDOT Administrator, in which he states that the decision has been made to not replace the Sandy Hook Bridge or pave Almond Drive. Supervisor Comer noted that at the Board meeting in December, a resolution was passed recommending the replacement of the Sandy Hook Bridge, and not to pave Almond Drive. It was also noted that she had not been notified by anyone in that development that they wanted the road to be paved, before the resolution had been passed. Now it has become apparent that there are numerous parties who do request the road be paved. After a brief discussion between concerned citizens and the Board a second resolution was passed. The resolution stated that the Page County Board of Supervisors requested that the Commonwealth Transportation Board discard the resolution passed by the Board at the December 12, 2000 meeting, and that they continue to listen to comments from all citizens of Page County, concerning the paving of Almond Drive, and that the Board of Supervisors support the paving of Almond Drive.

Supervisor Gerald Cubbage explained that he had received different stories as to where the funding would come from. Supervisor Comer noted that she had talked to Ms Olivia Welsh from the Transportation Board, and that it had been confirmed that the funding would not be allocated from the County's secondary road fund, but that it would be from State funds.

Supervisor Gerald Cubbage noted that he felt it would be better not to pave Almond Drive, and to put in the turning lanes at the same time that Route 340 is upgraded in it's entirety.

MOTION:

Supervisor Comer moved to approve the Almond Drive resolution dated March 13, 2001.

Supervisor Good seconded. The motion was carried by a vote of 4-1.

AYES: Elaine Mayberry, Robert Good, Nora Belle Comer, and

Allen Cubbage.

NAYS: Gerald Cubbage

VDOT Revenue Sharing:

Mr. Kiser addressed the Board with a brief explanation of the letters that were included in the Boards agenda packets. It was noted by Mr. Kiser that the issues at hand were for Revenue Sharing projects with VDOT. The projects presented were for Route T-1016 Pennsylvania Avenue, Southside. The original amount asked was \$50,000, but after discussion, it was established that this amount needed to be adjusted to a total of \$90,000. The second issue addressed was Route 652 Airport Road with funds equally \$436,700.

In a letter from Mr. Aleshire the fiscal implications were addressed that the Town of Shenandoah would reimburse a total of \$50,000, and The Department of Aviation has a total of \$896,000 matching funds available for relocation of Route 652.

MOTION:

Supervisor Good moved to authorize the Chairman to sign the letter of intent for VDOT Revenue Sharing of \$486,700.

Supervisor Comer seconded. The motion was carried by a vote of 5-0.

AYES: Elaine Mayberry, Allen Cubbage, Gerald Cubbage,
Robert Good, and Nora Belle Comer.

NAYS: None

Mr. Kiser intervened at this time, recommending that the amount of \$486,700 be amended to \$526,700 to register the adjusted amount of \$40,000 which was added to the original \$50,000.

MOTION:

Supervisor Good moved to amend the original motion to reflect the new amount of \$526,700.

Supervisor Comer seconded. The motion carried by a vote of 5-0.

AYES: Elaine Mayberry, Allen Cubbage, Gerald Cubbage, Nora Belle Comer, and Robert Good.

NAYS: None

Video Conferencing- General District Court:

Mrs. Brubaker addressed the Board requesting the installation of the video conferencing equipment for the General District Court. A letter was received from Fred D. Hildebrand, Superintendent of the Clark-Frederick-Winchester Regional Adult Detention Center, stating a grant for the procurement of the equipment is available. The County would be responsible for installation of lines and the monthly payment of \$222.00.

Mrs. Brubaker noted that the Board was familiar with this procedure because the

J & D Court has recently installed the use of video conferencing.

MOTION:

Supervisor Comer moved that they approve the installation and ongoing operating costs of ISDN telephone lines to support video conferencing for the General District Court ,and to transfer \$800.00 from Board contingency funds to General District Court capital outlay to cover the installation costs.

Supervisor Good seconded. The motion was carried by a vote of 5-0.

AYES: Elaine Mayberry, Nora Belle Comer, Gerald Cubbage, Robert Good, and Allen Cubbage.

NAYS: None

Hiring of Resource Officers:

Sheriff Presgraves addressed the Board requesting the hiring of two school resource officers. The Sheriff stated that the positions would be fully reimbursed by the US Department of Justice for a 3 year period. The County would have to show a good faith effort to retain the positions for a fourth year. Sheriff Presgraves expressed how important it was to have these positions incorporated into our schools.

MOTION:

Supervisor Good moved to approve two school resource officers that

are provided for under a Cops grant from the US Department of

Justice and budget and appropriate \$15,880 to Revenue:

Federal Funds; Grants-Law Enforcement (Resource Officers)

And to Expenditure; Sheriff Department, Salaries and Fringe

Benefits.

Supervisor Gerald Cubbage seconded. The motion was carried by

a vote of 5-0.

AYES: Nora Belle Comer, Elaine Mayberry, Allen Cubbage,

Robert Good, and Gerald Cubbage.

NAYS: None

Purchase of vehicles for Sheriff Department:

Sheriff Presgraves addressed the Board requesting they budget and appropriate \$115,000 for the purchase and equipping of five new vehicles to be used as patrol cars. He stated that this could come from the recovered \$254,012 in federal grant money, leaving the remainder for the

Board to use for other purposes. After a meeting with the County Administrator, Sheriff, and Treasurer, it was agreed that an alternative could be to finance the purchase, thereby keeping the recovered funds in the General Fund. The County would then establish a debt service account for the payments on the financed amount outside the Sheriff's budget, so as not to inflate the current budget for three years.

MOTION:

Supervisor Mayberry moved to authorize the purchase of five (5) law enforcement vehicles at a cost of \$115,000 and further to request and direct the Treasurer to obtain bids for the financing of these vehicles, and to authorize the County Attorney and/or bond counsel to be obtained as needed. Further to budget and appropriate \$115,000 to Revenues; Loans and Expenditure: Sheriff Department, Capital outlay, Vehicles, and Equipment.

Supervisor Gerald Cubbage seconded. The motion was carried by a vote of 5-0.

AYES: Nora Belle Comer, Elaine Mayberry, Allen Cubbage, Robert Good, And Gerald Cubbage.

NAYS: None

Further discussion led to an amendment of the motion.

MOTION:

Supervisor Mayberry moved to authorize the purchase of five (5) law enforcement vehicles at a cost of \$115,000 and further to request and

direct the Treasurer to obtain bids for the financing for three (3) years of these vehicles, and to authorize the County Attorney

and/or bond counsel to be obtained as needed. Further to budget and appropriate \$115,000 to

Revenues; Loans and Expenditure: Sheriff Department, Capital outlay, Vehicles, and Equipment.

Supervisor Gerald Cabbage seconded. The motion was carried with a vote of 5-0.

AYES: Elaine Mayberry, Nora Belle Comer, Robert Good, Allen Cabbage and Gerald Cabbage.

NAYS: None

E911 Consolidation:

Mr. Beahm addressed the Board explaining the goals of consolidation to ensure that they conform to the expectation of the Board of Supervisors. After two recent meetings the committee has approved a set of goals which follow:

1. To combine/consolidate all Fire Department, Rescue Squad, Town Police, Sheriffs Department and related Emergency Services into one Communications center.
2. Have an interim plan in place by July 1, 2001.
3. To do final consolidation in a new building by 7-1-2002.
4. To reduce dispatch time.
5. To reduce overall cost.
6. To automate law enforcement communications.

Policy on consideration of soil removal:

Mr. Sedwick came before the Board and offered a memorandum concerning the removal of dirt from the Battle Creek Landfill. After a brief discussion a motion was made to adopt a policy. Supervisor Good noted that item #1 should contain "not for commercial use".

MOTION:

Supervisor Good moved to adopt the policy framework on the sale of excess fill dirt on a trial basis for six months. Further direct staff to report back on the results not later than August 20, 2001.

Supervisor Gerald Cubbage seconded. The motion was carried by a vote of 5-0.

AYES: Elaine Mayberry, Nora Belle Comer, Robert Good, Allen Cubbage, and Gerald Cubbage.

NAYS: None

Approval of minutes:

Supervisor Gerald Cubbage stated that he wanted it noted for the record that in the practice of summarizing minutes, he sometimes finds that his statements concerning different issues, are not reflected in the minutes. It was noted that this should try to be corrected in the future preparation of minutes.

MOTION:

Supervisor Mayberry moved to approve the minutes of February 13, 2001, February 15, 2001, and March 1, 2001, as amended.

Supervisor Comer seconded. The motion was carried by a vote of

5-0.

AYES: Elaine Mayberry, Nora Belle Comer, Gerald Cubbage,

Robert Good, and Allen Cubbage.

NAYS: None

Before Recessing, Chairman Allen Cubbage read the attached letter to Mr. Jack Hennessy. The letter was concerning contracts between Page County, Apacatia, and Tellurian. ([Attachment #2](#))

Recess: 4:35PM

The Board recessed for a meeting in the Board of Supervisors meeting room with the landfill consultants.

Reconvened: 6:25PM

Resolution for Mr. C. Earl Hilliard:

Chairman Allen Cubbage announced the presents of the late Mr. Hilliard's daughters and their families. Mr. BeLer was asked to read the resolution honoring the late Mr. Hilliard, which was followed by each Supervisor telling the family what it had meant to them to be able to serve with Mr. Hilliard. ([Attachment #3- Earl Hilliard resolution](#))

MOTION:

Supervisor Comer moved to approve the resolution honoring the

Honorable C. Earl Hilliard.

Supervisor Good seconded. The motion was carried by a vote of 5-0.

AYES: Elaine Mayberry, Nora Belle Comer, Gerald Cubbage, Allen Cubbage, and Robert Good.

NAYS: None

Mr. Smith noted at this time, that there has been some discrepancy in the communications concerning the amending of the ordinance to allow for a racetrack. Mr. Smith wanted it noted that a public hearing would have to take place through the Planning Commission, and their recommendation would then have to go before the Board of Supervisors. Only until then, would the Board make a decision to further process the amending of the ordinance.

Supervisor Good commented that people need to address their concerns during these public hearings, and that everyone's comments will be taken into consideration.

Public comment:

Ms. Doris Landsberry

Ms. Landsberry addressed that Board commenting that she was not sure if the present highway system in the County could handle the additional trucks that may be coming into the County with the new waste contracts. She felt that the host fees for the waste are too low to compensate for the replacement of the roads in the future.

Ms. JoAnn Smeltzer

Ms. Smeltzer voiced her concern on the dirt policy. She felt that an evaluation should be done

on the capping of the cells. She commented that the County may find that they need the extra dirt.

Ms. Jocelyn Carl

Ms. Carl recommended that the Board review in the roadway racetrack that has been established in the Chesapeake area, and be aware that this racetrack emits large decibels of noise.

Ms. Phyllis Harding

Ms. Harding recommended that the Supervisor themselves go to the racetrack in Manassas and see how things are done there, and check on any problems that Manassas may be experiencing by putting in the racetrack.

Mrs. Linda Stumph

Mrs. Stumph stated to the Board that the people who would be directly affected by this racetrack being built near their property would be at every Board of Supervisor meeting, every Planning Commission meeting and any public hearing. They would be attending these meetings to voice their opposition in amending the ordinance which would allow for the racetrack.

Mr. Kenneth Morris

Mr. Morris was not against the racetrack, but just against the location planned for the racetrack. Mr. Morris recommended a few things for the Board to consider if they choose to approve the racetrack. 1.) Build the racetrack in a suitable location approved by the majority of the people. 2.) Investigate the impact on Route 340, 3.) If you change the ordinance, how will this affect future projects for Page County? 4.) What pollution will this cause? and 5.) Can we handle the extra tourists?

Mr. Ted Kelly

Mr. Kelly commented on the racetrack issue, noting that this may cause additional safety and environmental hazards to the County. After talking briefly about the racetrack issue, Mr. Kelly questioned if the Supervisors even knew who the investors were.

Mr. Alan Eldridge

Mr. Eldridge talked briefly about the fact that the Town of Luray is charged the maximum amount of tipping fees at the Landfill.

Mrs. Barbara Coulter

Mrs. Coulter addressed the Board on racetrack issues, and left the podium noting that special use permits are not silver bullets, and that they are still very hard to enforce.

Ms. Quinta Castle

Ms. Castle spent her three minutes reflecting on how sad it would be for not only the property owners that lived near the proposed racetrack, but also for the County as a whole, should the proposed racetrack be approved.

Mr. Lee McWhorter

Mr. McWhorter noted that he did not think that a special use permit was the way to go concerning the proposed racetrack. After talking briefly on racetracks, he concluded in saying that if you can't get away from the noise, you deal with it.

Mr. John Rogerson

Mr. Rogerson talked about the landfill issues at hand for the County and commented that you can not pull a profit on a landfill. Mr. Rogerson asked once again when the independent investigation would be done on the Stanley landfill explosion.

Mrs. Whitehead

Mrs. Whitehead said that the Board works without council on matters that they should be represented on. She concluded in asking if a insurance claim had been filed for the explosion at the Stanley Landfill.

OLD BUSINESS:

Waste contracts

Mr. Beler noted that Mr. Bobbit planned on addressing the Board in regards to the Greene County proposal. It was noted that there was a possibility of Mr. Bobbit arriving with additional contracts for consideration.

Norfolk & Southern

Mr. BeLer addressed the Board stating that a meeting will be held this week between the County and Norfolk & Southern. Information from the meeting will be submitted on the Agenda for April.

Landfills

Mr. BeLer informed the Board that the Landfill Supervisor is now spending time at the Battlecreek Landfill. Mr. Ben Endicott has also spent time at the Battlecreek Landfill to see how they capture information and how this information is transmitted back to the County.

Supervisor Mayberry directed staff to inquire about partial cell #2 in regards to how much air space is remaining, and what the status is on the liner removal.

Supervisor Gerald Cubbage directed staff to inquire about defining what "partial cell" consists of.

Committee Appointments:

MOTION:

Supervisor Good moved to appoint the County Administrator to the Lord Fairfax Disability Services Board with the term expiring

December 31, 2004.

Supervisor Comer seconded. The motion was carried with a vote of 5-0.

AYES: Elaine Mayberry, Allen Cubbage, Gerald Cubbage,

Nora Belle Comer, and Robert Good.

NAYS: None

MOTION:

Supervisor Comer moved to appoint Christine Johnson to the Lord

Fairfax Disability Services Board with the term expiring December

31, 2002.

Supervisor Good seconded. The motion carried with a vote of 5-0.

AYES: Elaine Mayberry, Nora Belle Comer, Robert Good,
Allen Cubbage, and Gerald Cubbage.

NAYS: None

MOTION:

Supervisor Gerald Cubbage moved to appoint Christina Mauck to the
EMS Grant Committee with the term expiring December 31, 2002.

Supervisor Comer seconded. The motion carried with a vote of 5-0.

AYES: Elaine Mayberry, Nora Belle Comer, Robert Good,
Allen Cubbage, and Gerald Cubbage.

NAYS: None

PUBLIC HEARING: 7:15PM

Ordinance on Building Permit Fees and State required changes to the local ordinance

Chairman Allen Cubbage asked Mr. Fox to address the Board stating what revisions had been made concerning the proposed building permit fees.

Mr. Fox acknowledged the changes mandated by the state code, and noted that in the past years the County has lost revenue as a result of it's fees for building permits. It was anticipated by Mr. fox, that the revised fees may generate 20% more than the current fees. However, the fees will still be lower or within a small percentage of the current fees from the surrounding counties.

Chairman Allen Cubbage opened the Public hearing at 7:15PM and asked for any comments in

favor or opposition of the changes to the local ordinance.

Mr. William Shuler, Lee McWhorter, and Doug Roudolf all spoke in favor of the increase of permit fees. They stated that increasing the fees would help to balance the budget in that department, along with developing a fee scale that is in line with the surrounding counties.

Mrs. Whitehead, and Mrs. Coulter spoke in opposition to the increase in the building fees. Mrs. Coulter stated that if the fees are increased, there should be some way of monitoring and enforcing the permits. Mrs. Whitehead voiced her opinion, stating that the contractors should be charged for the fees, not the person who is building their structure independently.

Chairman Allen Cubbage closed the public hearing at 7:40PM.

MOTION:

Supervisor Mayberry moved to increase building permit fees and bring the rest of Chapter 40 of the Page County Code in line with the state code. Further, hereby be it moved to repeal Chapter 40 of the Page County Code in its entirety and shall it be reenacted.

Supervisor Gerald Cubbage seconded. The motion was carried with a vote of 3-2.

AYES: Elaine Mayberry, Gerald Good, and Nora Belle.

NAYS: Allen Cubbage, and Robert Good.

MOTION:

Supervisor Mayberry moved to increase building permit fees and

bring the rest of Chapter 40 of the Page County Code in line with

the state code. Further, hereby be it moved to repeal Chapter 40 of the Page County Code in its entirety and shall it be reenacted and to

become effective March 14, 2001.

Supervisor Comer seconded. The motion was carried by a vote of

3-1-1.

AYES: Elaine Mayberry, Gerald Cabbage, and Nora Belle Comer.

NAYS: Allen Cabbage

ABSTAIN: Robert Good

The Board recessed for a 5 minutes.

The Board reconvened at 8:25.

Chairman Allen Cabbage asked that Mr. Bobbit address the Board concerning old business relating to waste contracts. Mr. Bobbit informed the Board that they were the low bidder on the Greene County contract, but they will still need to go through a interview process the next day to clear up a few items. Mr. Bobbit offered the Board another contract for six hundred tons per month, at twenty -five dollars per ton.

MOTION:

Supervisor Good moved to authorize the Chairman to sign a letter of intent with Community Trash Removal Inc., Updike Industries Inc., and Efficient Roll Off and Recycling, for six hundred tons per month, at twenty five dollars per ton.

Supervisor Comer seconded. The motion was carried by a vote of

5-0.

AYES: Elaine Mayberry, Nora Belle Comer, Robert Good, Gerald

Cubbage, and Allen Cubbage.

NAYS: None

By-laws:

Mr. Beler addressed the Board noting that before them in the agenda packet, they had the by-laws that reflected the revised changes from the previous meeting. After a very lengthy discussion and thoroughly reviewing the by-laws presented, the by-laws were approved as amended.

MOTION:

Supervisor Good moved to approve section IV-(Chair to the Board with the addition of "However, the Chairman and Vice Chairman is voted by the majority vote".

Supervisor Comer seconded. The vote was carried by a vote of 3-2.

AYES: Robert Good, Nora Belle Comer, and Allen Cubbage.

NAYS: Elaine Mayberry, and Gerald Cubbage.

MOTION:

Supervisor Gerald Cubbage moved to delete the yielding of time in

Section XI (M).

The motion did not receive a second and was denied by a vote of 1-4.

AYES: Gerald Cubbage

NAYS: Robert Good, Nora Belle Comer, Allen Cubbage, and

Elaine Mayberry.

MOTION:

Supervisor Gerald Cubbage moved to have the statements verbatim in section XVIII (B, #2).

The motion did not receive a second and was denied by a vote of

1-4.

AYES: Gerald Cubbage

NAYS: Robert Good, Nora Belle Comer, Allen Cubbage, and

Elaine Mayberry

MOTION:

Supervisor Good moved to adopt the Page County Bylaws as amended.

Supervisor Comer seconded. The motion was carried by a vote of

4-1.

AYES: Elaine Mayberry, Robert Good, Allen Cubbage, and

Nora Belle Comer.

NAYS: Gerald Cubbage

New Business:

Upon discussion, it was decided to schedule a work session with the School Board on March 28, 2001 at 6:00pm in the Board of Supervisor meeting room. If both E911, and the Redistricting Committee are prepared, they will be scheduled for a presentation at the work session.

Mr. BeLer Addressed the Board stating that he would recommend the Board scheduling their retreat for the dates of March 23, 2001 2:00pm through March 24, 2001 ending at 3:00 pm. It was noted that Supervisor Comer will check on the possibility of arranging for accommodations at the 4-H Center in Front Royal.

Big Spring Mennonite Church:

Supervisor Comer announced that she had received a letter from the Big Spring Mennonite Church requesting that they receive permission to make a path at the lower edge of the recycling lot at Springfield. This would allow the school children to safely walk to the Week Day Religious classes.

MOTION:

Supervisor Comer moved to give permission for the Mennonite Church to make a gravel pathway behind the recycling center at Springfield.

Supervisor Gerald Cubbage seconded. The vote was carried by a vote of 5-0.

AYES: Elaine Mayberry, Nora Belle Comer, Allen Cubbage,
Gerald Cubbage, and Robert Good.

NAYS: None

Consent Agenda:

Items contained on the consent list are as follows:

State Wide Mutual Agreement

Resolution to support Va. Birding

Grant application –Domestic Violence

Grants position (911 consolidation)

Chapman Mountain lease agreement

Approval of Tellurian contractual payment(April payment)

Approval of Financial Reports

MOTION:

Supervisor Comer moved to approve the consent agenda.

Supervisor Good seconded. The motion was carried by a vote of 5-0.

AYES: Elaine Mayberry, Nora Belle Comer, Robert Good,

Allen Cubbage, and Gerald Cubbage.

NAYS: None

Warrant List:

Supervisor Gerald Cubbage asked that check Numbers 031171,131324,131279, and 131262 be pulled from the Warrant List.

MOTION:

Supervisor Good moved to approve checks ranging in numbers from

31119 to 31129 in the amount of \$250,780.31

Supervisor Comer seconded. The motion was carried by a vote of

5-0.

AYES: Elaine Mayberry, Nora Belle Comer, Robert Good,

Allen Cubbage, and Gerald Cubbage.

NAYS: None

MOTION:

Supervisor Comer moved to approve checks ranging in numbers from 31133 to 31156 in the amount of \$62,349.17

Supervisor Good seconded. The motion was carried by a vote of 5-0.

AYES: Elaine Mayberry, Nora Belle Comer, Robert Good, Allen Cubbage, and Gerald Cubbage.

NAYS: None

MOTION:

Supervisor Gerald Cubbage moved to approve checks ranging in numbers from 4653 to 4788 in the amount of \$180,685.81.

Supervisor Mayberry seconded. The motion was carried by a vote of 5-0.

AYES: Elaine Mayberry, Nora Belle Comer, Robert Good, Allen Cubbage, and Gerald Cubbage.

NAYS: None

MOTION:

Supervisor Mayberry moved to approve checks ranging in numbers from 31158 to 31198 and 131201 in the amount of \$8,159.31.

Supervisor Comer seconded. The motion was carried by a vote of 5-0.

AYES: Elaine Mayberry, Nora Belle Comer, Robert Good,
Allen Cubbage, and Gerald Cubbage.

NAYS: None

MOTION:

Supervisor Good moved to approve checks ranging in numb from 31168 to 31197 and 131205 to 131329 in the amount of \$372,133.61. This excludes check #131248 to Dr. William Mayberry D.D.S in the amount of \$60.00.

Supervisor Comer seconded. The motion was carried by a vote of
5-0.

AYES: Elaine Mayberry, Nora Belle Comer, Robert Good,
Allen Cubbage, and Gerald Cubbage.

NAYS: None

MOTION:

Supervisor Comer moved to approve check number 131248 payable to Dr. William Mayberry D.D.S in the amount of \$60.00.

Supervisor Gerald Cubbage seconded. The motion was carried by a
Vote of 5-0.

AYES: Nora Belle Comer, Robert Good, Allen Cubbage, Gerald
Cubbage.

NAYS: None

ABSTAIN: Elaine Mayberry

Supervisors Time:

Supervisor Comer noted that in reference to the Va. Birding resolution approved earlier in the meeting, she wanted to comment that they are ready to establish some sights in the County and that this would certainly help to attract tourist in Page County.

Supervisor Mayberry noted that the next NACO conference should be checked into.

Closed session: 9:45PM

MOTION:

Supervisor Good moved that the Page County Board of Supervisors enter into a closed meeting pursuant to the provisions of Section 2.1-344.1 of the Code of Virginia, 1950, as amended, for the purpose of discussing legal and personnel.

Supervisor Comer seconded. The motion was carried by a vote of 5-0.

AYES: Elaine Mayberry, Gerald Cubbage, Robert Good, Allen Cubbage, and Nora Belle Comer.

NAYS: None

Exit closed session: 10:30PM

MOTION:

Supervisor Comer move the closed meeting be adjourned and the Page County Board of Supervisors convene again in open session.

Supervisor Good seconded. The motion was carried by a vote of 5-0.

AYES: Elaine Mayberry, Robert Good, Gerald Cubbage,
Allen Cubbage, and Nora Belle Comer.

NAYS: None

Certification of closed session:

"To the best of my knowledge (i) only public business matters lawfully exempted from open meeting requirements under Section 2.1-344 of the code of Virginia, 1950, as amended, and (ii) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting of March 13, 2001.

MOTION: Supervisor Comer SECOND: Good

AYES NAYS ABSENT ABSTAIN

Nora Belle Comer X

Elaine Mayberry X

Gerald Cubbage X

Robert Good X

Allen Cubbage X

Closed session: No action

Supervisor Gerald Cubbage asked that the Directional Personnel Matter resolution from the previous Board meeting be rescinded.

MOTION:

Supervisor Gerald Cubbage moved that the Directional Personnel Matter resolution approved at the February Board Meeting be rescinded.

The motion received no second. The motion was denied by a vote

of 1-4

AYES: Gerald Cubbage

NAYS: Elaine Mayberry, Robert Good, Allen Cubbage, and
Nora Belle Comer.

Recess:

MOTION:

Supervisor Good moved to recess to March 23, 2001 at 2:00 to convene for a retreat.

Supervisor Comer seconded. The vote was carried by a vote of 5-0.

AYES: Elaine Mayberry, Allen Cubbage, Gerald Cubbage,
Robert Good, and Nora Belle Comer.

NAYS: None

Recess: 10:45 PM